



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

William P. Apps et al

Serial No.: 09/977,636

Filed: October 15, 2001

For: Nestable Crate For Containers

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Group Art Unit:

3727

Examiner: Castellano

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**SUPPLEMENTAL
INFORMATION DISCLOSURE STATEMENT AND
CERTIFICATION UNDER 37 C.F.R. § 1.97(c) AND (e)(1)**

Commissioner for Patents
United States Patent and Trademark Office
Washington, D.C. 20231

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and § 1.97-1.98, the references listed and identified on the attached Form PTO/SB08A are being submitted herewith for consideration by the Examiner. This Statement is filed in accordance with 37 C.F.R. § 1.97(c), i.e., after the mailing date of a first Office Action but before the mailing of a final action or a notice of allowance. The undersigned certifies that each item of information contained in this IDS was cited in a communication from a foreign patent office in a counterpart application not more than 3 months prior to this IDS filing i.e., December 16, 2002.

While this Statement is being filed in compliance with the duty of disclosure, citation of the attached references is not to be construed as an admission that any of the references are "material" as defined under 37 C.F.R. § 1.56(b).

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this paper, including all enclosures referred to herein, is being deposited with the United States Postal Service as first-class mail, postage pre-paid, in an envelope addressed to: Commissioner for Patents, United States Patent and Trademark Office, Washington, D.C. 20231 on:

February 26, 2003

Date of Deposit

Konstantine J. Diamond

Name of Person Signing


Signature

A copy of each reference listed on the attached Form PTO/SB08A is included herewith.
Consideration and entry into the record of these references is respectfully requested.

Respectfully submitted,

Date: February 26, 2003

By: 

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